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SEP 01 2006

FROMMER LAWRENCE & HAUG LLP

745 Fifth Avenue
New York, New York 10151
Telephone: (212) 588-0800
FACSIMILE: (212) 588-0500

FACSIMILE COVER LETTER

To: Central Fax Center
Firm: U.S. Patent and Trademark Office
Facsimile No.: 571-273-8300
From: William S. Frommer
Date: September 1, 2006

Re: U.S. Patent Appln. Serial No. 09/600,047
Our Ref.: 450119-02169

No. of Pages:
(including cover page)

16 Pgs.

PETITION TO REMOVE ABANDONMENT

If you do not receive all pages or are unable to read the transmission, please call and ask for Laila korde at ext. 2011

00310941.DOC

BEST AVAILABLE COPY

PATENT
450119-02169**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****RECEIVED**
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Applicants : Tetsuo Sumida, et al.

Serial No. : 09/600,047

For : DATA MULTIPLEXING APPARATUS AND DATA
MULTIPLEXING METHOD AND DATA TRANSMITTING
APPARATUS

Filed : April 11, 2001

Examiner : Hoang, Thai D.

Art Unit : 2667

Confirmation No. : 8866

Issue Fee Filed: : 9/13/05

745 Fifth Avenue
New York, New York 10151**FACSIMILE**

I hereby certify that this paper is being facsimile transmitted to the
Patent and Trademark Office at the Central Fax Office at (571) 273-
8300 and at the Publishing Division Fax No. (571) 270-9805 on the
date shown below.

Laila KordaType or print name of
person signing certification

Signature

September 1, 2006

Date of Signature

**NO FEE PETITION UNDER 37 CFR §1.181(a) TO REQUEST REMOVAL OF
HOLDING OF ABANDONMENT**

Mail Stop: Publishing Division
Commissioner of Patents and Trademarks
Washington, D.C. 20231
Attention: Ms. Darlene Lyon

Sir:

This is a No Fee Petition to request removal of the holding of abandonment which
issued in the above-identified application on August 15, 2006. The Notice, a copy of which is

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CENTRAL FAX CENTERPATENT
450119-02169

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enclosed, states that the reason for abandonment is due to Applicant's failure to timely file a proper reply to the Office letter mailed on 10/27/05. A copy of the "Office Letter of 10/27/05" is also enclosed.

It is the contention of the Petitioner that Applicant's attorney timely responded to the Notice (or the Office letter) of October 27, 2005, by facsimile, on November 14, 2005, by providing a copy of the Declaration, originally filed April 11, 2001, and thus supplying the missing information within 30 days of the mail date of the Notice. The relevant document was sent by facsimile to Fax No. (703) 746-6830, for the attention of Ms. Burch, Publishing Division, as directed by the Notice.

Another copy of the Declaration is provided with this Petition. Also enclosed are copies of:

(a) the Decision on Petition dated June 20, 2001, confirming receipt by the Office of the signed Declaration;

(b) Notification of Acceptance dated July 18, 2001 confirming the filing of the signed Declaration; and

(c) the response filed on November 14, 2005 to the October 27, 2005 Notice, and the confirmation fax receipt of that response.

It is believed that the Notice of Abandonment issued in this application in error, and applicant requests that the holding of abandonment be removed forthwith so that the application may proceed to issuance without further delay.

PATENT
450119-02169

It is believed that this is a no fee petition, but if it is deemed to be otherwise, the
Commissioner is authorized to charge Deposit Account No. 50-0320 with the amount of
\$130.00.

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Respectfully submitted,
FROMMER LAWRENCE & HAUG LLP

By:



William S. Frommer
Reg. No. 25,506
(212) 588-0800



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/600,047	04/11/2001	Tetsuo Sumida	450119-02169	8866

20999 7590 08/15/2006

FROMMER LAWRENCE & HAUG
 745 FIFTH AVENUE- 10TH FL.
 NEW YORK, NY 10151

EXAMINER

HOANG, THAI D

ART UNIT

PAPER NUMBER

2667

DATE MAILED: 08/15/2006

DOCKETED

Please find below and/or attached an Office communication concerning this application or proceeding.

2006 AUG 19 P 12:01
 FROMMER, LAWRENCE
 & HAUG, LLP

Notice of Abandonment	Application No.	Applicant(s)	
	09/600,047	Tetsuo Sumida	
	Examiner	Art Unit	
	HOANG, THAI D	2667	

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address—

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 10/27/05.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

AG

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.161, should be promptly filed to minimize any negative effects on patent term.

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Serial Number
09600047

Date Mailed
10/27/05

NOTICE TO FILE CORRECTED APPLICATION PAPERS**Notice of Allowance Mailed**

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 30 days from the mail date of this Notice within which to correct the informalities indicated below. A failure to reply will result in the application being ABANDONED. This period for reply is NOT extendable under 37 CFR 1.136 (a) or (b).

- Oath/declaration is missing.

APPLICANT MUST SUPPLY MISSING INFORMATION WITHIN 30 DAYS OF THE MAIL DATE OF THIS NOTICE.

A copy of this notice MUST be returned with the reply. Please address response to Commissioner for Patents P.O. Box 1450
Alexandria, VA 22313-1450

A handwritten signature in cursive script, appearing to read "Rori Burch", written over a horizontal line.

Rori Burch
USPTO
Publishing Division
Fax (703) 746-6830
Fax (703) 308-6642
703-305-0333 ext.135 (V)

PTO/SB 106 (3-00)

Approved for use through 10/31/02. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Declaration and Power of Attorney for Patent Application

特許出版宣言書及び委任状

Japanese Language Declaration

日本語宣言書

私は、以下に記名された発明者として、ここに下記の通り宣言する：

As a below names inventor, I hereby declare that:

私の住所、郵便の宛先として国は、私の氏名の後に記名された通りである。

My residence, post office address and citizenship are as stated next to my name:

下記の名称の発明について、特許請求範囲に記載され、且つ特許が求められている発明主題に関して、私は、最初、最先且つ唯一の発明者である（唯一の氏名が記載されている場合）か、或いは最初、最先且つ共同発明者である（複数の氏名が記載されている場合）と信じている。

I believe I am the original, first and sole inventor if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled.

DATA MULTIPLEXING APPARATUS AND DATA
MULTIPLEXING METHOD AND DATA TRANSMITTING
APPARATUS

上記発明の明細書はここに添付されているが、下記の箱がチェックされている場合は、この限りでない：

the specification of which is attached hereto unless the following box is checked:

☐ _____ の日に出版され、
この出版の米国出版番号またはPCT国際出版番号は、
_____ であり、且つ
_____ の日に修正された状態（該当する場合）☒ was filed on 12 November 1999
as United States Application Number of
PCT International Application Number PCT/JP99/06332
_____ and was amended on
_____ (if applicable).

私は、上記の修正書によって修正された、特許請求範囲を含む上記明細書を検討し、且つ内容を取扱していることをここに表明する。

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

私は、著作権法第37条規則1.56に定められている、特許性について重要な情報を開示する義務があることを認める。

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations. Section 1.56.

BUTTER HUNT DOCUMENT: THIS FORM IS ESTIMATED TO TAKE 9.4 HOURS TO COMPLETE. Time will vary depending upon the need of the individual case. Any comments on the amount of time you are required to complete this form should be sent to Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner of Patents and Trademarks, Washington, DC 20231.

Japanese Language Declaration

日本語宣言書

私は、ここに、以下に記述した外国での特許出願または発明者証の肉類、或いは外国以外の少なくとも一國を指定している米国法典第35巻第365条(a)によるPCT国際出願について、同第119条(a)の項又は第365条(a)項に基づいて優先権を主張するとともに、優先権を主張する本出願の出願日より前の出願日を有する外国での特許出願または発明者証の出願、或いはPCT国際出願については、いかなる出願も、下記の内容をチェックすることにより示した。

I hereby claim foreign priority under Title 35, United States Code, Section 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT international application having a filing date before that of the application for which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

外国での先行出願

優先権主張なし

10-322465

(Number)

(番号)

Japan

(Country)

(国名)

12 November 1998

(Day/Month/Year Filed)

☐PCT/JP99/06332

(Number)

(番号)

PCT

(Country)

(国名)

12 November 1999

(Day/Month/Year Filed)

☐

私は、ここに、下記のいかなる米国仮特許出願についても、その米国法典第36条119条(c)項の利益を主張する。

I hereby claim the benefit under Title 35, United States Code, Section 119(c) of any United States provisional application(s) listed below.

(Application No.)

(出願番号)

(Filing Date)

(出願日)

(Application No.)

(出願番号)

(Filing Date)

(出願日)

私は、ここに、下記のいかなる米国出願についても、その米国法典第35巻第120条に基づく利益を主張し、又米国を指定するいかなるPCT国際出願についても、その同第365条(a)に基づく利益を主張する。また、本出願の各特許請求の範囲の主題が、米国法典第35巻第112条第1段に規定された範囲で、先行する米国出願又はPCT国際出願に開示されていない場合においては、その先行出願の出願日と本国内出願日またはPCT国際出願日との間の期間中に入手された情報で、是等規則法典第37巻規則1.56に定められた特許性に関わる重要な情報について開示義務があることを承認する。

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of application.

(Status: Patented, Pending, Abandoned)

(状況: 特許許可、係属中、放棄)

(Application No.)

(出願番号)

(Filing Date)

(出願日)

(Application No.)

(出願番号)

(Filing Date)

(出願日)

(Status: Patented, Pending, Abandoned)

(状況: 特許許可、係属中、放棄)

私は、ここに表明された私自身の知識に依る陳述が真実であり、且つ信實と信ずることに基づく陳述が、真実であると信じられることを宣言し、さらに、故意に虚偽の陳述などを行った場合は、米国法典第18巻第1001条に基づき、罰金または拘禁、若しくはその両方により処罰され、またそのような故意による虚偽の陳述は、本出願またはそれに対して発行されるいかなる特許も、その有効性に問題が生ずることを理解した上で陳述が行われたことを、ここに宣言する。

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Japanese Language Declaration

日本語宣言書

委任状：私は本出願を審査する手続を行い、且つ米国特許商標庁との全ての業務を遂行するために、記名された発明者として、下記の弁護士及び/または弁理士を任命する。(氏名及び登録番号を記載すること)

書類送付先

直接電話連絡先：(氏名及び電話番号)

唯一または第一発明者氏名

発明者の署名

日付

住所

国籍

郵便の宛先

第二共同発明者がある場合、その氏名

第二共同発明者の署名

日付

住所

国籍

郵便の宛先

(第三以下の共同発明者についても同様に記載し、署名をすること)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith (list name and registration number)

WILLIAM S. FROMMER, Registration No. 25,506 and
DENNIS M. SMID, Registration No. 34,930

Send Correspondence to:
WILLIAM S. FROMMER, Esq.
c/o FROMMER LAWRENCE & HAUG LLP
745 Fifth Avenue
New York, New York 10151

Direct Telephone Calls to:
(212) 588-0800
to the attention of:
WILLIAM S. FROMMER

Full name of sole or first inventor

Tetsuo SUMIDA

inventor's signature

Date

Tetsuo Sumida
Residence

August 9, 2000

Tokyo, Japan
Citizenship

Japan

Post Office Address

Sony Corporation
7-35 Kitashinagawa 6-Chome
Shinagawa-Ku, Tokyo 141, Japan

full name of second joint inventor, if any

Second Inventor's signature

Date

Residence

Citizenship

Post Office Address

(Supply similar information and signature for third and subsequent joint inventors)

JUN 20 2001



UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

JUN 25 A 10:30

William S. Frommer
 Frommer, Lawrence & Haug, LLP
 745 Fifth Avenue
 New York, NY 10151

FROMMER, LAWRENCE
 & HAUG, LLP

DOCKETED

In re Application of	:	
SUMIDA	:	DECISION ON
Application No.: 09/600,047	:	
PCT No.: PCT/JP99/06332	:	PETITION UNDER
Int. Filing Date: 12 November 1999	:	
Priority Date: 12 November 1998	:	37 CFR 1.181
Attorney Docket No.: 450119-2169	:	
For: DATA MULTIPLEXING APPARATUS AND	:	
DATA MULTIPLEXING METHOD AND DATA	:	
TRANSMITTING APPARATUS	:	

This is a decision on applicant's "Petition Under 37 C.F.R. § 1.181 to Remove Notice of Abandonment and Request Remailing of Notification of Missing Requirements" filed on 30 March 2001 in the United States Patent and Trademark Office (USPTO) and supplemented on 11 April 2001.

BACKGROUND

On 12 November 1999, applicant filed international application PCT/JP99/06332, which claimed priority of an earlier application filed 12 November 1998. A copy of the international application was communicated to the United States Patent and Trademark Office from the International Bureau on 25 May 2000. A Demand for international preliminary examination, in which the United States was elected, was not filed prior to the expiration of nineteen months from the priority date. Accordingly, the twenty-month period for paying the basic national fee in the United States expired at midnight on 12 July 2000.

On 11 July 2000, applicant filed a transmittal letter for entry into the national stage in the United States, which was accompanied by the requisite basic national fee as required by 35 U.S.C. 371(c)(1); an English translation of the international application; an Information Disclosure Statement and a first preliminary amendment. An oath or declaration as required by 35 U.S.C. 371 (c)(4) was not included.

On 09 August 2000, applicant was mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (Form PCT/DO/EO/905) informing applicant of the need to provide an oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date. Applicant was also notified of the need to pay the \$130.00 surcharge for providing the oath or

Application No.: 09/600,047

2

declaration later than 30 months from the earliest claimed priority date. Applicant was given one month to respond and advised that this time period could be extended with a proper petition and payment of fees.

On 08 March 2001, applicant was mailed a Notification of Abandonment (Form PCT/DO/EO/909) for having failed to respond to the Notification of Missing Requirements (Form PCT/DO/EO/905) within the time required.

On 30 March 2001, applicant filed the present petition requesting withdrawal of the holding of abandonment. On 11 April 2001 applicant supplemented the petition applicant by filing a "Response to Notification of Missing Requirements" which included an executed declaration of the inventor and authorization to charge the \$130.00 surcharge for providing an oath or declaration later than twenty months from the priority date.

DISCUSSION

The Official Gazette, at 1156 OG 53, provides that a petition requesting relief based on the grounds that an Office action was not received must be accompanied by a statement that (1) the Office action was not received, (2) attests that a search of the file jacket indicates the Office action was not received, (3) attests that a search of counsel's docket records indicates the Office action was not received and (4) the Petition must also be accompanied by copies of the docket records where the non-received Office action would have been entered. (See also, Delgar v. Schulyer, 172 USPQ 513 (D.D.C. 1971).

Applicant's petition and accompanying papers filed 30 March 2001 satisfy the items above. In addition, applicant has now provided an executed declaration and payment of the relevant surcharge which were the subject of the Notification of Missing Requirements. With the filing of the executed declaration, all of the requirements of 35 U.S.C. 371 for entry into the national stage in the United States have been satisfied.

CONCLUSION

Applicant's Petition Under 37 CFR 1.181 is **GRANTED**.

As authorized, \$130.00 will be deducted from Deposit Account 50-0320 for payment of the appropriate surcharge for providing the declaration later than twenty months from the priority date.

The Notification of Abandonment mailed 08 March 2001 is hereby **VACATED**.

The application has an international filing date of 12 November 1999 under 35 U.S.C. 363 and a date of 11 April 2001 under 35 U.S.C. 371(c).

Application No.: 09/600,047

3

This application is being returned to the United States Designated/Elected Office (DO/EO/US) for treatment in accordance with this decision.



Leonard Smith
Legal Examiner
PCT Legal Office



Derek A. Putonen
Petitions Attorney
PCT Legal Office
Tel: (703) 305-0130
Fax: (703) 308-6459



Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NO. 09/600,047 09/600047	FIRST NAMED APPLICANT SUMIDA	ATTY. DOCKET NO. 450119 02169
WILLIAM S FROMMER 745 FIFTH AVENUE NEW YORK NY 10151		INTERNATIONAL APPLICATION NO. PCT/JP99/06332
5611		I.A. FILING DATE 11/12/99
		PRIORITY DATE 11/12/98
DATE MAILED: 07/18/01		

**NOTIFICATION OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C. 371
AND 37 CFR 1.494 OR 1.495**

1. The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as ☒ a Designated Office (37 CFR 1.494), ☐ an Elected Office (37 CFR 1.495), has determined that the above-identified international application has met the requirements of 35 U.S.C. 371, and is **ACCEPTED** for national patentability examination in the United States Patent and Trademark Office.

2. The United States Application Number assigned to the application is shown above and the relevant dates are:

11 April 01 DATE OF RECEIPT OF
35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS

11 April 01 DATE OF RECEIPT OF ALL
35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above-identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

3. ☒ A request for immediate examination under 35 U.S.C. 371(f) was received on 11 July 00 and the application will be examined in turn.

4. The following items have been received:

- ☒ U.S. Basic National Fee.
- ☒ Copy of the international application.
- ☒ Translation of the international application into English.
- ☒ Oath or Declaration of inventor(s).
- ☐ Copy of Article 19 amendments. ☐ Translation of Article 19 amendments into English.

The Article 19 amendments ☐ have ☐ not been entered.

- ☐ The International Preliminary Examination Report in English and its Annexes, if any.
- ☐ Copy of the Annexes to the International Preliminary Examination Report (IPER).
- ☐ Translation of Annexes to the IPER into English.

The Annexes ☐ have ☐ not been entered.

- ☒ Preliminary amendment(s) filed 11 July 00 and _____
- ☒ Information Disclosure Statement(s) filed 11 July 00 and _____
- ☐ Assignment document.
- ☒ Power of Attorney and/or Change of Address.
- ☐ Substitute specification filed _____
- ☐ Indication of Small Entity Status.
- ☒ Priority Document.
- ☒ Copy of the International Search Report ☒ and copies of the references cited therein.
- ☐ Other:

DOCKETED

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

FROMMER LAWRENCE & HAUG LLP

745 Fifth Avenue
New York, New York 10151
Telephone: (212) 588-0800
Facsimile: (212) 588-0500

FACSIMILE COVER LETTER

**To: RORI BURCH
PUBLISHING DIVISION
USPTO
Facsimile No.: (703) 746-6830**

From: Laila Korde

Date: November 14, 2005

**Re: Application Serial No. 09/600,047
Our Ref.: 450119-02169**

No. of Pages:

(including cover page) 5

Ms. Burch: Attached is a copy of a 3-page signed declaration for the above application in response to the Notice to file Corrected Papers that issued on October 27, 2005. Thank you for your attention to this matter.

Laila Korde
Laila Korde (for)
(for) William S. Frommer
Reg. No. 25,506

*11/14/05
2:15 P.M. with Rori
Spoke with Rori
Conf'd fax - 5pgs.
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